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6 **UNITED STATES BANKRUPTCY COURT**
7 **FOR THE DISTRICT OF NEVADA**

8 In Re:
9 THE RHODES COMPANIES, LLC
10 Debtors.

Case No: BKS-09-14814-LBR
Chapter 11

11 **NOTICE OF INTENT TO MAINTAIN, PERFECT, AND ENFORCE MECHANIC'S**
12 **LIEN CLAIMS AGAINST THE PROPERTY OF THE DEBTOR ESTATE (APN #176-05-**
13 **301-010)**

14 PLEASE TAKE NOTICE that pursuant to Section 546(b) of the U.S. Bankruptcy Code
15 Creditor, Dana Kepner Company (hereinafter "DKC"), by and through its attorney of record,
16 David A. Colvin, Esq. of Marquis & Aurbach, hereby files its NOTICE OF INTENT TO
17 MAINTAIN, PERFECT, AND ENFORCE MECHANIC'S LIEN CLAIMS AGAINST THE
18 PROPERTY OF THE DEBTOR'S ESTATE, and in support thereof states as follows:

- 19 1. DKC recorded a mechanic's liens against real property described as 7027
20 S. El Capitan, Spring Valley, APN 176-05-301-010 on May 18, 2009,
21 recorded under Book 20090515, Instrument No. 0004455, in the Official
22 Records of Clark County, State of Nevada, in the amount of \$10,640.90.

23 Pursuant to applicable Nevada law, to maintain perfection of its Mechanic's Lien claims,
24 DKC is required to foreclose on its Mechanic's Lien claims by filing an action in the Nevada
25 State District Court within six months of the recording of its Mechanic's Lien claims. See NRS
26 108.233.

27 Due to the filing of the debtor, The Rhodes Companies, LLC's, bankruptcy petition in
28 these proceedings, DKC is stayed from pursuing an action in the Nevada State District Court to

1 foreclose on its Mechanic's Liens. However, pursuant to Section 546(b) of the Bankruptcy
2 Code, by giving notice of its intention to maintain, perfect and enforce its Mechanic's Lien
3 claims, DKC can maintain perfection of its Mechanic's Lien claims without filing an action in
4 the Nevada State District Court.

5 Accordingly, this Notice is given for the above mentioned purposes and in compliance
6 with the above mentioned laws.

7 Dated this 9th day of June, 2009.

MARQUIS & AURBACH

By

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